



FLORIDA DEPARTMENT OF

State Board of Education

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Commissioner of Education

TO: William Reed
Private School Administrator

FROM: Pam Stewart

SUBJECT: Administrative Complaint
Stewart v. Barnabas Christian Academy (1270)
Agency Case Number: DOE-2018-3727

FILED AGENCY CLERK
2018 AUG 28 AM 8:13
DEPT OF EDUCATION
TALLAHASSEE FLA

Barnabas Christian Academy (1270) is a private school participating in the Gardiner Scholarship Program, the John M. McKay Scholarship for Students with Disabilities Program, and the Florida Tax Credit Scholarship Program, providing services to eligible students pursuant to sections 1002.385, 1002.39, 1002.395, and 1002.421, Florida Statutes. It is the Commissioner's intention to immediately suspend all scholarship payments and revoke Barnabas Christian Academy's eligibility to participate in McKay, Gardiner, and FTC for the following reason:

1. Barnabas Christian Academy is no longer operating at their documented location. Therefore, on July 31, 2018, a Notice of Noncompliance was issued, requesting an updated, signed and notarized Scholarship Compliance Form and Private School Annual Survey, radon test results and a satisfactory fire safety and health inspection for the new location within 15 days of receipt. To date, Barnabas Christian Academy has not provided all of the requested compliance documentation, this act being contrary to 1002.421, Florida Statutes.

Section 1002.421(3)(a), Florida Statutes, provides that the Commissioner of Education may suspend or revoke a private school's participation if it is determined that the private school fails to comply with the provisions therein.

Additionally, section 1002.421(3)(d), Florida Statutes, provides that the Commissioner of Education may immediately suspend payments if there is probable cause to believe that there is imminent threat to the health, safety, and welfare of students. Failing to provide safety inspections for a school's location poses an imminent threat to the health, safety, and welfare of the students.

Pursuant to the Commissioner's authority described in section 1002.421(3), Florida Statutes, Barnabas Christian Academy's eligibility to participate in McKay, Gardiner, and FTC is hereby immediately suspended. Furthermore, it is the Commissioner's intention to revoke Barnabas Christian Academy's eligibility to participate in McKay, Gardiner, and FTC.